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4 UNITED STATES DISTRICT COURT  
5 DISTRICT OF NEVADA

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7 ANTONIO POE, )  
8 Plaintiff, ) 3:05-cv-00012-PMP -VPC  
9 v. )  
10 DR. D'AMICO, et al., ) O R D E R  
11 Defendants. )  
12

13 Before the Court is the Report and Recommendation (#34) of the Honorable  
14 Valerie P. Cooke, United States Magistrate Judge, filed June 16, 2006. No Objections to  
15 the Magistrate Judge's Report and Recommendation were filed in accordance with Local  
16 Rule IB 3-2 of the Rules of Practice of the United States District Court for the District of  
17 Nevada.

18 The Court has conducted a de novo review of the record in this case in  
19 accordance with 28 U.S.C. § 636(b)(1)(B) and (C) and Local Rule IB 3-2 and determines  
20 that the Report and Recommendation of Magistrate Judge Cooke should be affirmed.

21 IT IS THEREFORE ORDERED that the Magistrate Judge's Report and  
22 Recommendation (#34) filed June 16, 2006, is affirmed, and Defendants' Motion for  
23 Summary Judgment (#18) is granted.

24 DATED: July 11, 2006



25 PHILIP M. PRO  
26 Chief United States District Judge